

STATE

NEW HAMPSHIRE

Attachment 4.11-A

Page 1

STANDARD SETTING AUTHORITY FOR DISTRIBUTIONS

(a) Chapter 151, New Hampshire Revised Statutes Annotated, empowers the Division of Public Health, Department of Health and Welfare to develop, establish, and enforce basic standards for the care and treatment of persons in hospitals and other institutions in which medical, nursing or other remedial care are rendered and for the construction, maintenance and operation of such institutions to insure the safe and adequate treatment of persons in such institutions.

All institutions in which medical care and services may be provided under the New Hampshire Title XIX plan are subject to the licensure and standard-setting authority of N.H.R.S.A. 151. The Department of Health and Welfare, Division of Public Health is clearly a state authority as distinguished from a local authority.

(b) The Division of Public Health issues "Rules, Regulations and Standards for the Operation of Hospitals" and "Rules, Regulations, and Standards for the Operation of Nursing and Rest Homes." The Division of Welfare, and the Division of Public Health, maintain current copies of these regulations as amended and updated on file to be made available to the SRS on request.

These standards and regulations cover all aspects of organization, administration, medical and nursing services, and buildings and equipment which must be met to insure licensure and continuation of licensure. These standards conform to all standards for skilled nursing homes and for intermediate care facilities required by CFR 45, 205.190 and P.L. 92-603, Section 239(a). The Division of Public Health is the state agency authorized to survey and recommend certification for all Title XVIII facilities as well as Title Xix facilities.

St. N.H. Tr. 3/14/74 Incorp. 6/25/74 Effective 12/31/73